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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/696,664	10/25/2000	Mark S. Abad	38-21(51721)B	5102
7590	03/13/2008		EXAMINER	
Lawrence M. Lavin, Jr. Patent Department, E2NA Monsanto Company 800 N. Lindbergh Boulevard St. Louis, MI 63167			BORIN, MICHAEL L	
			ART UNIT	PAPER NUMBER
			1631	
			MAIL DATE	DELIVERY MODE
			03/13/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

The express abandonment was filed on January 17, 2006, and a continuation application was filed on January 12, 2006 (subsequently assigned application number 11/330,364)

On February 27, 2006, a notice of abandonment was mailed, erroneously indicating that the application had gone abandoned due to the decision of the Board, and the expiration of the period for seeking court review. As such, that portion of the notice of abandonment was mailed in error. Although the notice was correct in stating that the application had gone abandoned, it contained an incorrect reason for the same: box number 6 was erroneously checked, instead of box number 4.

Consequently, applicant filed a petition to have the holding of abandonment be withdrawn so that the amendment which was filed with the present petition can be entered, and another express abandonment will then be submitted at a later time.

The petition was granted-in-part (see decision of 06/26/2007).

The amendment of January 6, 2006 has been entered.

The present application went abandoned on January 17, 2006 due to applicant's express abandonment. As such, the amendment which was submitted with the petition of 03/13/2007 will not be entered as Petitioner has previously expressly abandoned this application, and amendments cannot be made subsequent to abandonment.

The application is abandoned due to applicant's express abandonment of January 17, 2006.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Borin whose telephone number is (571) 272-0713. The examiner can normally be reached on 9am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marjorie Moran can be reached on (571) 272-0720. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Michael Borin, Ph.D./
Primary Examiner, Art Unit 1631

mlb